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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 MARC DAYS and BENJAMIN HOLL,

No. C 04-04850 CRB

12 Plaintiffs,

ORDER

13 v.


14 LARRY BISHOP, et al.,

15 Defendants.
16 _____/

17 Now pending before the Court is plaintiffs' Motion for Summary Adjudication against
18 defendant Larry Bishop. Plaintiffs' Reply Brief concentrates almost exclusively on argument
19 pursuant to California Civil Code section 3439 in support of their claim under California's
20 Unfair Competition Law. This statute, however, was not even mentioned in plaintiffs' initial
21 Memorandum in support of their Motion, thereby depriving defendant of an opportunity to
22 respond appropriately. Accordingly, the Court hereby ORDERS defendant to address
23 plaintiffs' Reply in a Sur-Reply of no more than 10 pages by Monday, July 24. Argument
24 scheduled for July 21 is vacated and rescheduled for Friday, August 4, at 10:00 a.m.

25 **IT IS SO ORDERED.**
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28 Dated: July 17, 2006



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE

United States District Court

For the Northern District of California

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